IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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DEC 1 1 2008

Inventor

Paul ROYO

Serial No.

10/563,176

Filed For

12/11/2008 12:51

May 23, 2006

TRANSVERSE MODE CONTROL BY OPTIMIZING THE INCREASED OXIDE APERTURE RELATIVE TO THE

FATTIBENE ET AL

LASER DIMENSIONS

Art Unit

2828

Examiner

Kinam PARK

Attorney Docket

P-2597

Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

PETITION AND FEE FOR EXTENSION OF TIME

Dear Sir:

This is a petition for a **ONE-month** extension of time to respond to the Office Action mailed August 14, 2008. A response to the shortened statutory period was due on November 14, 2008 Therefore, the extension will extend the period for response to **December 14, 2008**. A response in connection with this matter is being filed herewith and, pursuant to 37 CFR 1.8, should be deemed as timely filed within the extension period.

The extension fee for a ONE-month extension of time is \$65.00. The Fee Transmittal form PTO/SB/17 and Credit Card Payment Form PTO-2038 are being transmitted with this Petition and Fee for Extension of Time for payment of the required extension fee.

Although the undersigned believes that no further extension of time or fee is required, if a further extension of time or feshould be required, please consider this a petition therefore and authorization to the Commissioner to charge Account No. 080250.

Respectfully submitted,

Paul A. Fattibene Reg. No. 31,694

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Certification of Facsimile Transmission

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office located at facsimile number 571-273-8300 on the date Indicated by my signature below.

December 11, 2008

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Paul A. Fattibene